

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

TERRY L. DOBBINS, )  
Plaintiff, ) CIVIL NO. C: 08-CV-282 VRW  
v. )  
MICHAEL J. ASTRUE, ) STIPULATION FOR THE AWARD AND  
Commissioner of Social ) PAYMENT OF ATTORNEY FEES  
Security, ) PURSUANT TO THE EQUAL ACCESS TO  
Defendant. ) JUSTICE ACT, 28 U.S.C. §  
 ) 2412(d) AND COSTS PURSUANT TO  
 ) 28 U.S.C. § 1920

IT IS HEREBY STIPULATED by and between the parties through their undersigned counsel, subject to the approval of the Court, that Plaintiff's counsel, as Plaintiff's assignee, be awarded attorney fees under the EAJA in the amount of three-thousand five-hundred and fifty dollars and zero cents (\$3550.00) and \$371.63 costs of court. This amount represents compensation for all legal services rendered on behalf of Plaintiff by counsel in connection with this civil action, in accordance with 28 U.S.C. § 2412(d).

19        This stipulation constitutes a compromise settlement of  
20 Plaintiff's request for EAJA attorney fees, and does not  
21 constitute an admission of liability on the part of Defendant  
22 under the EAJA. Payment of three-thousand five-hundred and fifty  
23 dollars and zero cents (\$3550.00) in EAJA attorney fees, and  
24 \$371.63 costs of court shall constitute a complete release from  
25 and bar to any and all claims Plaintiff may have relating to EAJA  
26 fees in connection with this action. Any payment shall be made  
27 payable to Plaintiff's counsel as Plaintiff's assignee and  
28 delivered to Plaintiff's counsel.

1 This award is without prejudice to the rights of Plaintiff's  
2 counsel to seek Social Security Act attorney fees under 42 U.S.C.  
3 § 406, subject to the provisions of the EAJA.

Respectfully submitted,

5 Dated: October 28, 2008

/s/Harvey P. Sackett  
HARVEY P. SACKETT

HARVEY P. SACKETT

Attorney for Plaintiff

\*as authorized via fax

Dated: October 28, 2008

McGregor W. Scott  
United States Attorney

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

TERRY L. DOBBINS, )  
Plaintiff, ) NO. C: 08-CV-282 VRW  
v. )  
MICHAEL J. ASTRUE, ) [PROPOSED] ORDER AWARDING EQUAL  
Commissioner of Social ) ACCESS TO JUSTICE ACT ATTORNEY  
Security, ) FEES PURSUANT TO  
Defendant. ) 28 U.S.C. § 2412(d) AND COSTS  
 ) PURSUANT TO 28 U.S.C. § 1920  
 )

10       Based upon the parties' Stipulation for the Award and  
11 Payment of Equal Access to Justice Act Fees,  
12 IT IS ORDERED that Plaintiff's counsel, as Plaintiff's assignee,  
13 shall be awarded attorney fees under the EAJA in the amount of  
14 three-thousand five-hundred and fifty dollars and zero cents  
15 (\$3550.00), as authorized by 28 U.S.C. § 2412(d), and \$371.63  
16 costs of court, pursuant to 28 U.S.C. § 1920 subject to the  
17 terms of the above-referenced Stipulation.

Dated: 11/4/08

